

**- EXHIBIT D -**

SUPREME COURT: STATE OF NEW YORK  
COUNTY OF KINGS

-----X  
MARIA ROCCO,

Index No.: 500465/2022 E

Plaintiff,

-against-

**NOTICE OF REMOVAL**

WAKEFERN FOOD CORP, INC.  
and SHOPRITE OF AVENUE I,

Defendants.

-----X

**PLEASE TAKE NOTICE** that defendants, WAKEFERN FOOD CORP. i/s/h/a WAKEFERN FOOD CORP, INC. and NYC SHOPRITE ASSOCIATES, INC. i/s/h/a SHOPRITE OF AVENUE I, have filed a petition to the United States District Court for the Eastern District of New York for removal of this action to that court. A copy of said petition is attached hereto.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to 28 U.S.C. §1446(e), this Court, "shall proceed no further unless and until this case is remanded."

Dated: Mineola, New York  
April 13, 2022

By: *Bruce A. Torino*

BRUCE A. TORINO (BT 7772)

TORINO & BERNSTEIN, P.C.

Attorney for Defendants -

WAKEFERN FOOD CORP. i/s/h/a

WAKEFERN FOOD CORP, INC. and

NYC SHOPRITE ASSOCIATES, INC.

i/s/h/a SHOPRITE OF AVENUE I

200 Old Country Road, Suite 220

Mineola, NY 11501

(516) 747-4301 Fax: (516) 747-5956

TO: LICATESI LAW GROUP, LLP  
423 RXR Plaza, East Tower  
Uniondale, NY 11556

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
MARIA ROCCO,

Plaintiff,

\*against\*

Docket #: 1:22-cv-2118

WAKEFERN FOOD CORP.  
and NYC SHOPRITE ASSOCIATES, INC.,

Defendants.  
-----X

**NOTICE OF FILING OF PETITION FOR REMOVAL**

**PLEASE TAKE NOTICE** that defendants, WAKEFERN FOOD CORP. and NYC SHOPRITE ASSOCIATES, INC., have on this date filed a Petition for Removal in the office of the Clerk of the United States District Court for the Eastern District of New York.

Dated: Mineola, New York  
April 13, 2022

By: *Bruce A. Torino*

BRUCE A. TORINO (BT 7772)  
TORINO & BERNSTEIN, P.C.  
Attorney for Defendants -  
WAKEFERN FOOD CORP. i/s/h/a  
WAKEFERN FOOD CORP, INC.  
and NYC SHOPRITE ASSOCIATES, INC.  
i/s/h/a SHOPRITE OF AVENUE I  
200 Old Country Road, Suite 220  
Mineola, NY 11501  
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**CERTIFICATION**

This is to certify that a copy of the foregoing has been mailed, postage prepaid on this April 13, 2022, to LICATESI LAW GROUP, LLP, 423 RXR Plaza, East Tower, Uniondale, New York 11556.

*Bruce A. Torino*

BRUCE A. TORINO

SUPREME COURT: STATE OF NEW YORK  
COUNTY OF KINGS

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MARIA ROCCO,

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WAKEFERN FOOD CORP, INC.  
and SHOPRITE OF AVENUE I,

Defendants.

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## NOTICE OF REMOVAL

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### **TORINO & BERNSTEIN, P.C.**

*Attorneys for Defendants*

*WAKEFERN FOOD CORP. i/s/h/a WAKEFERN FOOD CORP, INC.  
and NYC SHOPRITE ASSOCIATES, INC. i/s/h/a SHOPRITE OF AVENUE I*

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Our File Number: 007745-176718-GB01